

# **FISCAL NOTE**

## **HB 170 - SB 1350**

March 13, 2001

**SUMMARY OF BILL:** Eliminates the statute of limitations for rape and aggravated rape and allows prosecution any time after the commission of the offense. Under current law, aggravated rape prosecutions must commence within 15 years of the offense and rape prosecutions must commence within eight years of the offense.

### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$86,500/Incarceration\***  
**Less than \$100,000**

The estimate assumes one additional conviction for aggravated rape (Class A felony) and one additional conviction for rape (Class B felony) every three years over a 10 year period with no statute of limitations for the offenses. Also, the estimate reflects the additional costs incurred by the courts, the district attorneys general, and the public defender due to the extension of the statute of limitations.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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